If you want to file a...

# CIVIL COUNTERCLAIM



# MARICOPA COUNTY JUSTICE COURT

A counterclaim is a claim made by the defendant against the plaintiff. A counterclaim should be filed at the same time the defendant's answer is filed (Refer to the Civil Answer packet). If you have already filed an answer, you must file a motion requesting permission to file a counterclaim.

If the amount of your counterclaim **EXCEEDS \$9,999.99** the civil case will immediately be **TRANSFERRED TO THE SUPERIOR COURT** and appropriate filing fees will be assessed by the Superior Court before processing can commence.

#### Please STOP...

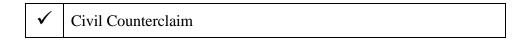
STOP	If you have not been served with a civil summons and complaint.
STOP	If there has already been a judgment rendered.
STOP	If you have not filed an answer to the civil complaint.

## Please PROCEED...



If you are within the prescribed time limit of filing counterclaim and are filing or have filed an answer.

## **FORMS Needed:**





# MARICOPA COUNTY JUSTICE COURT

#### **INSTRUCTIONS:**

- 1) Complete the form(s)
- Make copies of the answer form and counterclaim form. The court will require an original of each and you may wish to have copies; additionally each named plaintiff will need a copy.
- 3) File papers with the court clerk
- 4) Pay the answer fee (\$39.00). There is no fee for the counterclaim.
- 5) Mail the copies to the plaintiff(s).

IT IS IMPORTANT THAT ALL PARTIES KEEP THE COURT APPRISED OF ANY CHANGE IN ADDRESS A NOTICE OF CHANGE OF ADDRESS form must be filed with the court when a party changes their address.

Visit us at <a href="https://www.superiorcourt.maricopa.gov/justicecourts">www.superiorcourt.maricopa.gov/justicecourts</a> for additional filing information and online forms.

Defendant / Counterclaimant or Attorney for Defendant / Counterclaimant	nterclaimant
Address	
Maricopa County Just	ice Courts, State of Arizona
	CASE NUMBER:
Plaintiff(s) / Counter Defendant Name / Address	Defendant(s) / Counterclaimant Name / Address
COU	NTERCLAIM
	nt, now counterclaims against the following named plaintiff(s)
This is what Counter-defendant/ Plaintiff has done to ca	
2.	
3.	
I am asking the court to award me judgment against the	e Counter-defendant/ Plaintiff(s) in the sum of \$
I am also asking for reimbursement of my court costs a	(state claimed damages) and interest at the legal rate from the date of judgment.
I state under penalty of perjury that the foregoing is true	e and correct.
Date: Count	terclaimant/ Defendant
I CERTIFY that I have mailed / will mail a copy of this CC ☐ Plaintiff' at the above address or ☐ Plaintiff' Date: By:	DUNTERCLAIM on this same day to: 's attorney  Counterclaimant/ Defendant

<u>TO COUNTER-DEFENDANT/ Plaintiff(s)</u>: You have twenty (20) days to respond this counterclaim by filing a written reply. If you fail to do so, a default judgment may be entered against you for the relief sought by the party filing the counterclaim.